

### Appendix XI-X Verified Complaint - Nonpayment of Rent

**NOTICE:** This is a public document, which means the document as submitted will be available to the public upon request. Therefore, do not enter personal identifiers on it, such as Social Security number, driver's license number, vehicle plate number, insurance policy number, active financial account number, active credit card number or military status.

#### Plaintiff or Filing Attorney Information:

Name Brian Muhlbaier  
NJ Attorney ID Number 003191999  
Address 1174 Karin St.  
Vineland NJ 08360  
Email muhlbaierlawfirm@gmail.com  
Telephone Number 8566920440

Superior Court of New Jersey  
Law Division, Special Civil Part  
Cumberland County  
Docket Number: LT \_\_\_\_\_

East Park Apts  
Name of Plaintiff(s)/Landlord(s),  
v.

Civil Action

Mariah Hernandez  
Name of Defendant(s)/Tenant(s).

#### Verified Complaint Landlord/Tenant

- ☒ Non-payment of Rent  
☐ Other (Required Notices Attached)  
☐ Commercial  
☐ Residential

Address of Rental Premises: 1047 East Park Ave. Unit E5 Vineland NJ 08360.

Tenant's Phone Number: \_\_\_\_\_ Tenant's Email: \_\_\_\_\_

- The owner of record is (name of owner) Plaintiff.
- Plaintiff is the owner or (check one) ☐ agent, ☐ assignee, ☐ grantee or ☐ prime tenant of the owner.
- The landlord ☐ did ☐ did not acquire ownership of the property from the tenant(s).
- The landlord ☐ has ☐ has not given the tenant(s) an option to purchase the property.
- The tenant(s) now reside(s) in and has (have) been in possession of these premises since (date) 02/01/2021, under (check one) ☐ written or ☐ oral agreement
- ☐ Check here if the tenancy is subsidized pursuant to either a federal or state program or the rental unit is public housing.
- The landlord has registered the leasehold and notified tenant as required by *N.J.S.A. 46:8-27*.
- The amount that must be paid by the tenant(s) for these premises is \$ 975.00, payable on the 1st day of each ☐ month or ☐ week in advance.

#### Complete Paragraphs 9A and 9B if Complaint is for Non-Payment of Rent

9A. There is due, unpaid and owing from tenant(s) to plaintiff/landlord rent as follows:

\$ 14,319.00	base rent for	_____	(specify the week or month)
\$	base rent for	_____	(specify the week or month)
\$	base rent for	_____	(specify the week or month)
\$	late charge* for	_____	(specify the week or month)
\$	late charge* for	_____	(specify the week or month)
\$	late charge* for	_____	(specify the week or month)
\$ 450.00	attorney fees*	_____	
\$	other* (specify)	_____	

\$ 14,769.00 TOTAL

\* The late charges, attorney fees and other charges are permitted to be charged as rent for purposes of this action by federal, state and local law (including rent control and rent leveling) and by the lease.

9B. The date that the next rent is due is (date) 07/01/2023.

If this case is scheduled for trial before that date, the total amount you must pay to have this complaint dismissed is (Total from line 9A) \$ 14,769.00.

If this case is scheduled for trial on or after that date, the total amount you must pay to have this complaint dismissed is \$ 15,808.00.  
(Total from line 9A plus the amount of the next rent due)

**These amounts do not include late fees or attorney fees for Section 8 and public housing tenants. Payment may be made to the landlord or the clerk of the court at any time before the trial date, but on the trial date payment must be made by 4:30 p.m. to get the case dismissed.**

Check Paragraphs 10 and 11 if the Complaint is for other than, or in addition to, Non-Payment of Rent. Attach All Notices to Cease and Notices to Quit/Demands For Possession.

10. ☒ Landlord seeks a judgment for possession for the additional or alternative reason(s) stated in the notices attached to this complaint. **State Reasons:** (Attach additional sheets if necessary.)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

11. ☐ The tenant(s) has (have) not surrendered possession of the premises and tenant(s) hold(s) over and continue(s) in possession without the consent of landlord.

**WHEREFORE**, plaintiff/landlord demands judgment for possession against the tenant(s) listed above, together with costs

Dated: 06/10/2023

/S/

(Signature of Filing Attorney or Landlord Pro Se)

Brian Muhlbaier

(Printed or Typed Name of Attorney or Landlord Pro Se)

### Landlord Verification

1. I certify that I am the ☒ landlord, ☐ general partner of the partnership, or ☐ authorized officer of a corporation or limited liability company that owns the premises in which tenant(s) reside(s).
2. I have read the verified complaint and the information contained in it is true and based on my personal knowledge.
3. The matter in controversy is not the subject of any other court action or arbitration proceeding now pending or contemplated and no other parties should be joined in this action except (list exceptions or indicate none):  
\_\_\_\_\_.
4. I certify that confidential personal identifiers have been redacted from documents now submitted to the court, and will be redacted from all documents submitted in the future in accordance with *Rule 1:38-7(b)*.
5. The foregoing statements made by me are true and I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

At the trial plaintiff will require:

An interpreter ☐ Yes ☒ No Indicate language \_\_\_\_\_

An accommodation for a disability ☐ Yes ☒ No Required accommodation \_\_\_\_\_

Dated: 06/10/2023

\_\_\_\_\_  
(Signature of Landlord, Partner or Officer)

Landlord //s//  
(Printed Name of Landlord, Partner or Officer)

**Tenancy Summons and Return of Service (R. 6:2-1)**



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**Plaintiff or Filing Attorney Information:**

Name: BRIAN JOSEPH MUHLBAIER  
NJ Attorney ID Number: 003191999  
Address: 1174 KARIN ST

VINELAND, NJ 08360-0000

Telephone: 856-692-0440

**Superior Court of New Jersey  
Law Division, Special Civil Part  
CUMBERLAND County  
CUMBERLAND County Courthouse  
60 WEST BROAD ST  
BRIDGETON, NJ 08302-0000**

east park apartments

Plaintiff(s)

**Docket Number: CUM-LT-001010-23**

(to be provided by the court)

**versus**

mariah hernandez

Defendant (s)

**Civil Action  
SUMMONS  
LANDLORD/TENANT**

**Defendant Information:**

Name: mariah hernandez  
Address: 1047 east park ave.  
unit E5  
vineland, NJ 08360-0000  
Phone:

**NOTICE TO TENANT: The purpose of the attached complaint is to permanently remove you and your belongings from the premises. You will be notified when a court proceeding is scheduled. Please contact the Office of the Special Civil Part at 856-878-5050 ext.15390 regarding your case. Please go to njcourts.gov for general information on landlord/tenant actions.**

If you cannot afford to pay for a lawyer, contact Legal Services at 856-691-0494 to see if you qualify for free legal advice. If you can afford to pay a lawyer but do not know one, you may call the Lawyer Referral Services of your local county Bar Association at 856-696-5550

You might be eligible for housing assistance. To determine your eligibility, you must immediately contact the welfare agency in your county at 275 NORTH DELSEA DR., VINELAND, NJ, 08360-3607, telephone number 856-691-4600. If you need an interpreter or an accommodation for a disability, you must notify the court immediately.

**NOTIFICACIÓN AL (A LA) INQUILINO(A) El objetivo de la denuncia adjunta es desalojarle a usted y sacar sus pertenencias permanentemente del sitio alquilado. Se le notificará la fecha cuando se haya programado el procedimiento judicial. Sírvase comunicarse sobre su caso con la Oficina de la Parte Civil Especial llamando al 856-878-5050 ext.15390. Para obtener información general sobre las acciones de propietarios/inquilinos, vaya a njcourts.gov.**

Si no puede pagar los servicios de un abogado, póngase en contacto con la oficina de Servicios Legales llamando al 856-691-0494 para averiguar si reúne las condiciones para recibir asesoramiento legal gratis. Si puede pagarle a un abogado, pero no conoce a ninguno, llame al Servicio de Referencia de Abogados del Colegio de Abogados local de su condado llamando al 856-696-5550.

Es posible que reúna los requisitos para recibir ayuda con la vivienda. Para que se haga esa determinación, tiene que ponerse en contacto inmediatamente con la agencia de bienestar social de su condado en 275 NORTH DELSEA DR., VINELAND, NJ, 08360-3607, número de teléfono 856-691-4600. Si necesita un intérprete o un arreglo especial por una discapacidad, tiene que notificárselo al tribunal de inmediato. acomodación para un impedimento físico, tiene que notificárselo inmediatamente al tribunal.

**Date: 06/15/2023**

/s/ Michelle M. Smith  
CLERK OF THE SUPERIOR COURT